

In the United States Patent and Trademark Office


Applicant: Joar Opheim
Serial Number: 10/041,877
Filed: October 22, 2001
Title: Flavored Gelatin Capsule and Method of Manufacture
Examiner: Isis Ghali
Group Art Unit: 1615

Comments regarding 10/041,877 Fee Transmittal

I noticed that the PAIR Computer had an entry in this case that a requirement had been made for formal drawings, while the "Notice of Allowability" indicated that "The drawings filed on 22 October 2001 are accepted by the Examiner." I received the "Notice of Allowability" and "Notice of Allowance and Fees Due" together in the same envelope, and no other communication relative to this case has been received. A copy of the "Notice of Allowability" is enclosed herewith.

I checked with the examiner, Isis Ghali at 703-305-4048 on August 4, 2003 who confirmed that no formal drawing requirement has been made on this case.

If there is any problem please contact the undersigned attorney of record at 650-964-0665 or 510-785-8070 between 9 AM and 5 PM PDT.

BY: 
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Notice of All wability

Applicati n No.	Applicant(s)	
10/041,877	OPHEIM, JOAR	
Examiner	Art Unit	
Isis Ghali	1615	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 5/2/2003.
2. ☒ The allowed claim(s) is/are 11-16.
3. ☒ The drawings filed on 22 October 2001 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
- * Certified copies not received: _____.
5. ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
 - (a) ☐ The translation of the foreign language provisional application has been received.
6. ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Applicant has **THREE MONTHS FROM THE "MAILING DATE"** of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in **ABANDONMENT** of this application. **THIS THREE-MONTH PERIOD IS NOT EXTENDABLE**

7. ☐ A **SUBSTITUTE OATH OR DECLARATION** must be submitted. Note the attached **EXAMINER'S AMENDMENT** or **NOTICE OF INFORMAL PATENT APPLICATION (PTO-152)** which gives reason(s) why the oath or declaration is deficient.
8. ☐ **CORRECTED DRAWINGS** must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No. _____.
 - (b) ☐ including changes required by the proposed drawing correction filed _____, which has been approved by the Examiner.
 - (c) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No. _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet.

9. ☐ **DEPOSIT OF and/or INFORMATION** about the deposit of **BIOLOGICAL MATERIAL** must be submitted. Note the attached Examiner's comment regarding **REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL**.

Attachment(s)

- | | |
|--|---|
| 1 <input type="checkbox"/> Notice of References Cited (PTO-892) | 2 <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3 <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 4 <input type="checkbox"/> Interview Summary (PTO-413), Paper No. _____ |
| 5 <input type="checkbox"/> Information Disclosure Statements (PTO-1449), Paper No. _____ | 6 <input type="checkbox"/> Examiner's Amendment/Comment |
| 7 <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit of Biological Material | 8 <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9 <input type="checkbox"/> Other |

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SUPERVISORY PATENT EXAMINER
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